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Attorney for Defendant

UNITED STATES DISTRICT COURT,  
EASTERN DISTRICT OF CALIFORNIA.

UNITED STATES OF AMERICA

Plaintiff,

v.

RODOLFO VALDIVIA,

Defendant.

Case: 1:20-CR-00235-JLT-SKO

STIPULATION CONTINUING  
SENTENCING; FINDINGS AND ORDER

**STIPULATION**

Plaintiff United States of America, by and through its counsel of record, and Defendant,  
by and through Defendant's counsel of record, hereby stipulate as follows:

1. By previous order, this matter was set for sentencing on February 20, 2024.
2. By this stipulation, defendant now moves to continue sentencing until April 22, 2024.
  - a. The parties agree and stipulate, and request that the Court find the following:
  - b. On October 10, 2023, the defendant pled guilty to one count of a two-count  
Indictment. Count 1 charged Conspiracy to Distribute and Possess with Intent

to Distribute a Controlled Substance, in violation of 21 U.S.C. § 846,  
841(a)(1).

- c. A Presentence Report was prepared by United States Probation Officer Benjamin L. Roberts on December 5, 2023.
- d. Counsel for the defendant is currently in trial in the matter People v. Camron Henry Griffin, Jr. (Merced County Case 23CR-03762A). The trial began on January 9, 2024. The jury is expected to receive the case by February 16, 2024.
- e. Counsel for defendant desires additional time to further review the Presentence Report and recommendations investigate and prepare relevant mitigation material in anticipation of sentencing.
- f. Counsel for defendant believes that failure to grant the above-requested continuance would deny him/her the reasonable time necessary for effective preparation, taking into account the exercise of due diligence.
- g. The government does not object to the continuance.

IT IS SO STIPULATED.

Dated: February 5, 2024

Respectfully submitted,

/s/ Kim Sanchez

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Kim Sanchez  
AUSA

Respectfully submitted,

/s/ Michael J. Aed

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Michael J. Aed  
*Attorney for Defendant*

**FINDINGS AND ORDER**

IT IS SO ORDERED.

Dated: **February 6, 2024**

  
UNITED STATES DISTRICT JUDGE